

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA AMENDING THE 1989 COMPREHENSIVE PLAN AS ADOPTED BY ORDINANCE NO. 89-17, AS AMENDED; AMENDING THE FUTURE LAND USE ATLAS (FLUA) FOR COUNTY INITIATED AMENDMENTS: **00-88 NOTE 1 (AGR NOTE 1)**, MODIFYING PAGE 88 OF THE FLUA BY NOTING A PARCEL OF LAND APPROXIMATELY 299.30 ACRES GENERALLY LOCATED 1.5 MILES NORTHWEST OF THE INTERSECTION OF STATE ROAD 7 AND STATE ROAD 804, AS AGRICULTURAL PRESERVE AREA; **00-88 NOTE 2 (AGR NOTE 2)**, MODIFYING PAGE 88 OF THE FLUA BY NOTING A PARCEL OF LAND APPROXIMATELY 18.22 ACRES GENERALLY LOCATED 1 MILE NORTHWEST OF THE INTERSECTION OF STATE ROAD 7 AND STATE ROAD 804, AS AGRICULTURAL PRESERVE AREA; **00-88 NOTE 3 (AGR NOTE 3)**, MODIFYING PAGE 88 OF THE FLUA BY NOTING A PARCEL OF LAND APPROXIMATELY 78.33 ACRES GENERALLY LOCATED 0.75 MILES WEST OF THE INTERSECTION OF STATE ROAD 7 AND STATE ROAD 804, AS AGRICULTURAL PRESERVE AREA; **00-88 NOTE 4 (AGR NOTE 4)**, MODIFYING PAGE 88 OF THE FLUA BY NOTING A PARCEL OF LAND APPROXIMATELY 2.50 ACRES GENERALLY LOCATED 0.75 MILES NORTHWEST OF THE INTERSECTION OF STATE ROAD 7 AND STATE ROAD 804, AS AGRICULTURAL PRESERVE AREA; **00-88 NOTE 5 (AGR NOTE 5)**, MODIFYING PAGE 88 OF THE FLUA BY NOTING A PARCEL OF LAND APPROXIMATELY 30.40 ACRES GENERALLY LOCATED 0.75 MILES NORTHWEST OF THE INTERSECTION OF STATE ROAD 7 AND STATE ROAD 804, AS AGRICULTURAL PRESERVE AREA; **00-89 NOTE 1 (AGR NOTE 6)**, MODIFYING PAGE 89 OF THE FLUA BY NOTING A PARCEL OF LAND APPROXIMATELY 18.91 ACRES GENERALLY LOCATED 0.75 MILES SOUTHWEST OF THE INTERSECTION OF THE FLORIDA TURNPIKE AND STATE ROAD 804, AS AGRICULTURAL PRESERVE AREA; **00-97 NOTE 1 (AGR NOTE 7)**, MODIFYING PAGE 88 OF THE FLUA BY NOTING A PARCEL OF LAND APPROXIMATELY 6.08 ACRES GENERALLY LOCATED 1 MILE NORTHWEST OF THE INTERSECTION OF STATE ROAD 7 AND STATE ROAD 804, AS AGRICULTURAL PRESERVE AREA; **00-97 NOTE 2 (AGR NOTE 8)**, MODIFYING PAGE 88 OF THE FLUA BY NOTING A PARCEL OF LAND APPROXIMATELY 5.74 ACRES GENERALLY LOCATED 1 MILE NORTHWEST OF THE INTERSECTION OF STATE ROAD 7 AND STATE ROAD 804, AS AGRICULTURAL PRESERVE AREA; PROVIDING FOR INCLUSION IN THE 1989 COMPREHENSIVE PLAN; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on August 31, 1989, the Palm Beach County Board of County Commissioners adopted the 1989 Comprehensive Plan by Ordinance No. 89-17; and

WHEREAS, the Palm Beach County Board of County Commissioners amends the 1989 Comprehensive Plan as provided by Chapter 163, Part II, Florida Statutes; and

WHEREAS, the Palm Beach County Board of County Commissioners have

1 initiated amendments to several elements of the Comprehensive Plan in
2 order to promote the health, safety and welfare of the public of Palm
3 Beach County; and

4 **WHEREAS**, the Palm Beach County Local Planning Agency conducted its
5 public hearings on June 9 and 16, 2000 to review the proposed
6 amendments to the Palm Beach County Comprehensive Plan and made
7 recommendations regarding the proposed amendments to the Palm Beach
8 County Board of County Commissioners pursuant to Chapter 163, Part II,
9 Florida Statutes; and

10 **WHEREAS**, the Palm Beach County Board of County Commissioners, as
11 the governing body of Palm Beach County, conducted a public hearing
12 pursuant to Chapter 163, Part II, Florida Statutes, on July 12, 2000
13 to review the recommendations of the Local Planning Agency, whereupon
14 the Board of County Commissioners authorized transmittal of proposed
15 amendments to the Department of Community Affairs for review and
16 comment pursuant to Chapter 163, Part II, Florida Statutes; and

17 **WHEREAS**, Palm Beach County received on October 4, 2000 the
18 Department of Community Affairs "Objections, Recommendations, and
19 Comments Report," dated September 29, 2000 which was the Department's
20 written review of the proposed Comprehensive Plan amendments; and

21 **WHEREAS**, the written comments submitted by the Department of
22 Community Affairs contained no objections to the amendments contained
23 in this ordinance;

24 **WHEREAS**, on December 6, 2000 the Palm Beach County Board of County
25 Commissioners held a public hearing to review the written comments
26 submitted by the Department of Community Affairs and to consider
27 adoption of the amendments; and

28 **WHEREAS**, the Palm Beach County Board of County Commissioners has
29 determined that the amendments comply with all requirements of the
30 Local Government Comprehensive Planning and Land Development
31 Regulations Act.

1 NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY
2 COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

3 Part I. Amendments to the Future Land Use Atlas of the Land Use
4 Element of the 1989 Comprehensive Plan

5 The following amendments to the Land Use Element's Future Land Use
6 Atlas are hereby adopted and attached to this Ordinance:

7 A. Future Land Use Atlas page 88 is amended as follows:

8 Application No.: 00-88 NOTE 1 (AGR NOTE 1)

9 Amendment: To identify as Agricultural Preserve Area;

10 General Location: 1.5 miles Northwest of the intersection of
11 SR 7 and SR 804;

12 Size: Approximately 299.30 acres;

13 B. Future Land Use Atlas page 88 is amended as follows:

14 Application No.: 00-88 NOTE 2 (AGR NOTE 2)

15 Amendment: To identify as Agricultural Preserve Area;

16 General Location: 1.0 mile Northwest of the intersection of SR
17 7 and SR 804;

18 Size: Approximately 18.22 acres;

19 C. Future Land Use Atlas page 88 is amended as follows:

20 Application No.: 00-88 NOTE 3 (AGR Note 3)

21 Amendment: To identify as Agricultural Preserve Area;

22 General Location: 0.75 miles West of the intersection of SR 7
23 and SR 804;

24 Size: Approximately 78.33 acres;

25 D. Future Land Use Atlas page 88 is amended as follows:

26 Application No.: 00-88 NOTE 4 (AGR Note 4)

27 Amendment: To identify as Agricultural Preserve Area;

28 General Location: 0.75 miles Northwest of the intersection of
29 SR 7 and SR 804;

30 Size: Approximately 2.50 acres;

31 E. Future Land Use Atlas page 88 is amended as follows:

32 Application No.: 00-88 NOTE 5 (AGR Note 5)

33 Amendment: To identify as Agricultural Preserve Area;

1 General Location: 0.75 miles Northwest of the intersection of
2 SR 7 and SR 804;

3 Size: Approximately 30.40 acres;

4 F. Future Land Use Atlas page 89 is amended as follows:

5 Application No.: 00-89 NOTE 1 (AGR Note 6)

6 Amendment: To identify as Agricultural Preserve Area;

7 General Location: 0.75 mile Southwest of the intersection of
8 the Florida Turnpike and SR 804;

9 Size: Approximately 18.91 acres;

10 G. Future Land Use Atlas page 97 is amended as follows:

11 Application No.: 00-97 NOTE 1 (AGR Note 7)

12 Amendment: To identify as Agricultural Preserve Area;

13 General Location: 1.0 mile Northwest of the intersection of SR
14 7 and SR 804;

15 Size: Approximately 6.08 acres;

16 H. Future Land Use Atlas page 97 is amended as follows:

17 Application No.: 00-97 NOTE 2 (AGR Note 8)

18 Amendment: To identify as Agricultural Preserve Area;

19 General Location: 1.0 mile Northwest of the intersection of SR
20 7 and SR 804;

21 Size: Approximately 5.74 acres;

22 Part II. Repeal of Laws in Conflict

23 All local laws and ordinances applying to the unincorporated area
24 of Palm Beach County in conflict with any provision of this ordinance
25 are hereby repealed to the extent of such conflict.

26 Part III. Severability

27 If any section, paragraph, sentence, clause, phrase, or word of
28 this Ordinance is for any reason held by the Court to be
29 unconstitutional, inoperative or void, such holding shall not affect
30 the remainder of this Ordinance.

31 Part IV. Inclusion in the 1989 Comprehensive Plan

32 The provision of this Ordinance shall become and be made a part
33 of the 1989 Palm Beach County Comprehensive Plan. The Sections of the

Ordinance may be renumbered or relettered to accomplish such, and the word "ordinance" may be changed to "section," "article," or any other appropriate word.

Part V. Effective Date

The effective date of this plan amendment shall be the date a final order is issued by the Department of Community Affairs or Administration Commission finding the amendment in compliance in accordance with Section 163.3184, Florida Statutes, whichever occurs earlier. No development orders, development permits, or land uses dependent on this amendment may be issued or commence before it has become effective. If a final order of noncompliance is issued by the Administration Commission, this amendment may nevertheless be made effective by adoption of a resolution affirming its effective status, a copy of which resolutions shall be sent to the Department of Community Affairs, Bureau of Local Planning, 2555 Shumard Oak Boulevard Tallahassee, Florida 32399-2100.

APPROVED AND ADOPTED by the Board of County Commissioners of Palm Beach County, on the 6 day of December, 2000.

ATTEST:
DOROTHY H. WILKEN, Clerk

PALM BEACH COUNTY, FLORIDA,
BY ITS BOARD OF COUNTY COMMISSIONERS

By Joan Hawley
Deputy Clerk

By W. J. [Signature]
Chair

APPROVED AS TO FORM AND LEGAL SUFFICIENCY
By [Signature]
COUNTY ATTORNEY

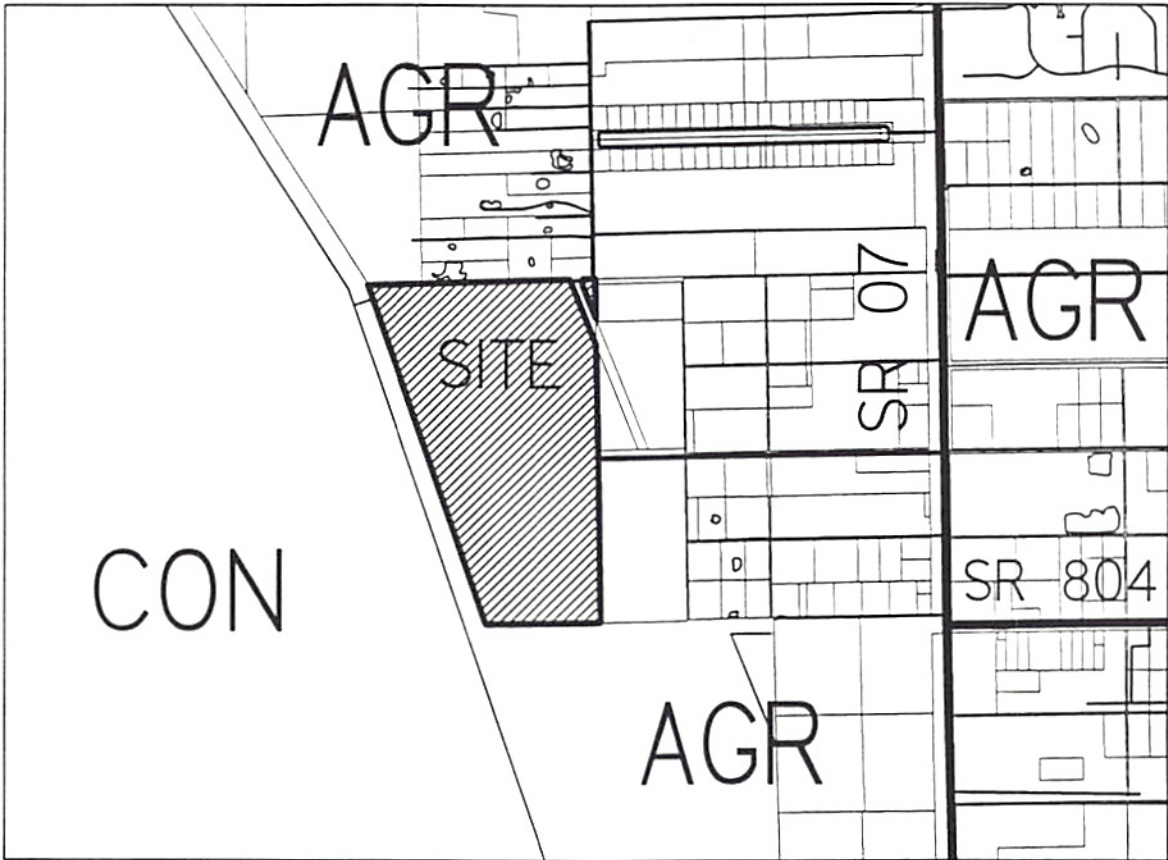
Filed with the Department of State on the 12th day
of December, 2000.

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EXHIBIT 1

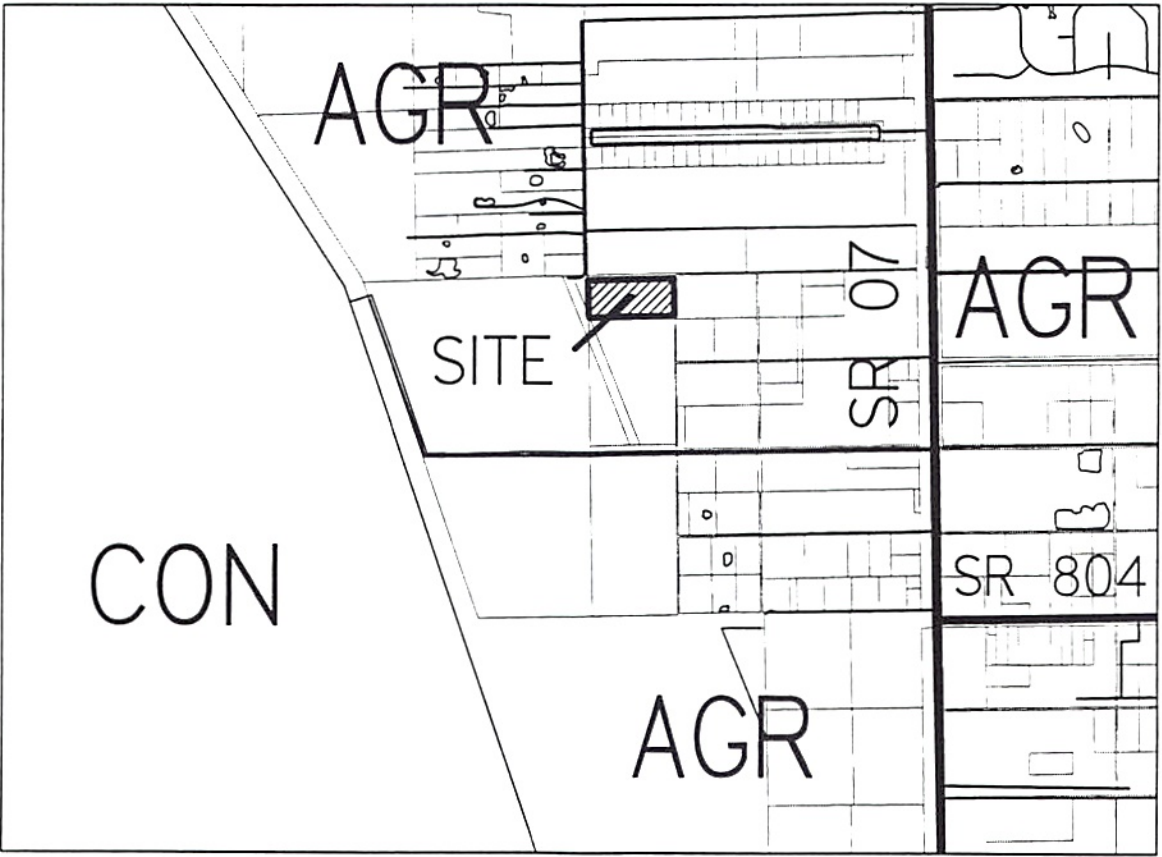
A. Future Land Use Atlas page 88 is amended as follows:

Amendment No.: 00-88 NOTE 1 (AGR NOTE 1)
Amendment: To identify as Agricultural Preserve Area
Location: 1.5 miles Northwest of the intersection of SR 7 and SR 804
Size: Approximately 299.30 acres
Property No.: 00-41-45-23-00-000-1010



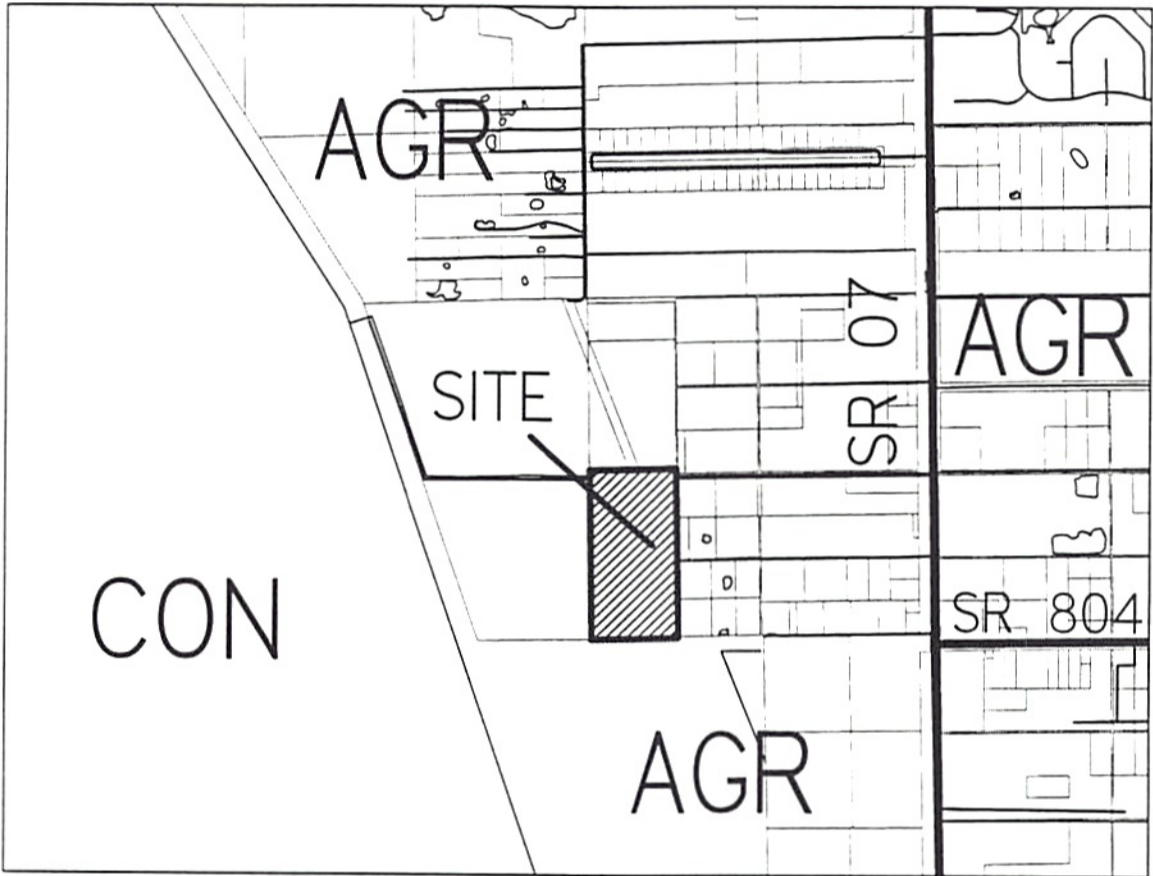
B. Future Land Use Atlas page 88 is amended as follows:

Amendment No.: 00-88 NOTE 2 (AGR NOTE 2)
Amendment: To identify as Agricultural Preserve Area
Location: 1.0 mile Northwest of the intersection of SR 7 and SR 804
Size: Approximately 18.22 acres
Property No.: 00-41-45-24-00-000-3020



C. Future Land Use Atlas page 88 is amended as follows:

Amendment No.: 00-88 NOTE 3 (AGR NOTE 3)
Amendment: To identify as Agricultural Preserve Area
Location: 0.75 miles West of the intersection of SR 7 and SR 804
Size: Approximately 78.33 acres
Property No.: 00-41-45-24-00-000-7010



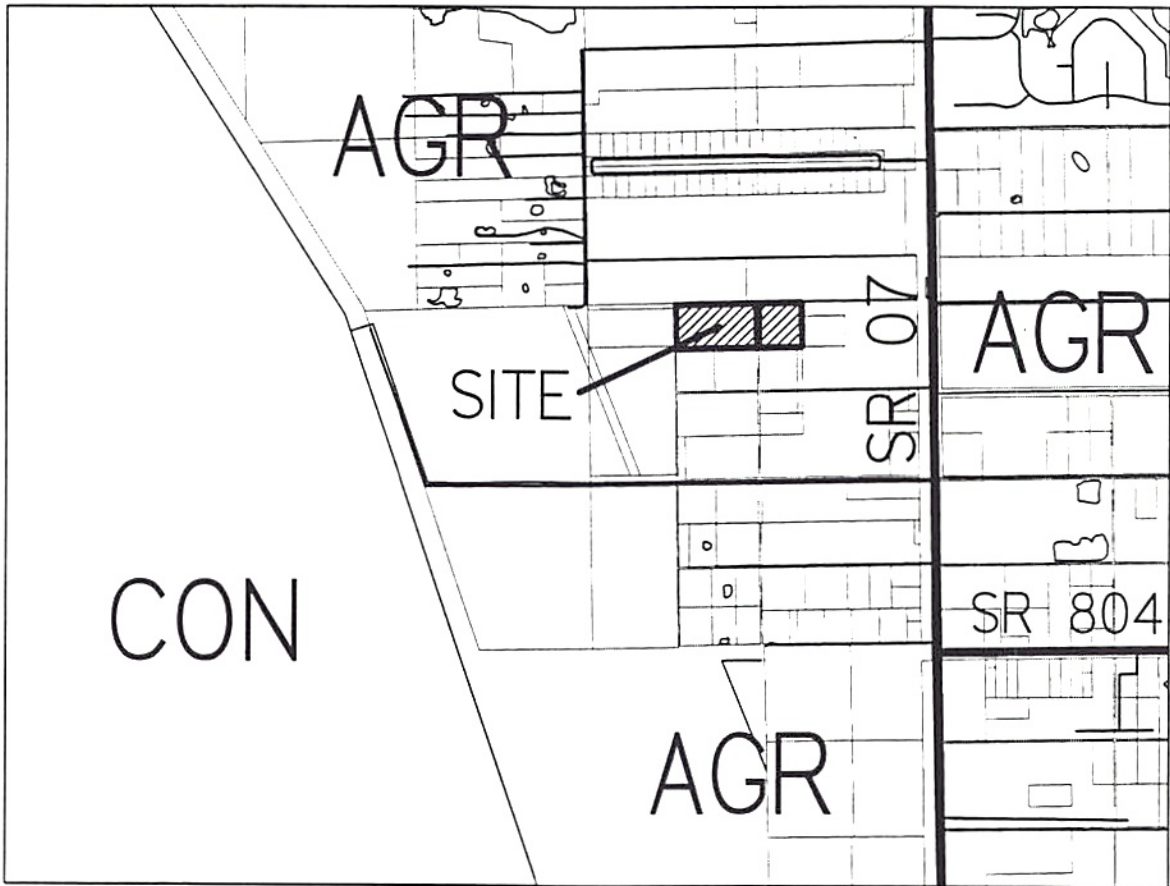
D. Future Land Use Atlas page 88 is amended as follows:

Amendment No.: 00-88 NOTE 4 (AGR NOTE 4)
Amendment: To identify as Agricultural Preserve Area
Location: 0.75 miles Northwest of the intersection of SR 7 and SR 804
Size: Approximately 2.50 acres
Property No.: 00-42-43-27-05-052-0311



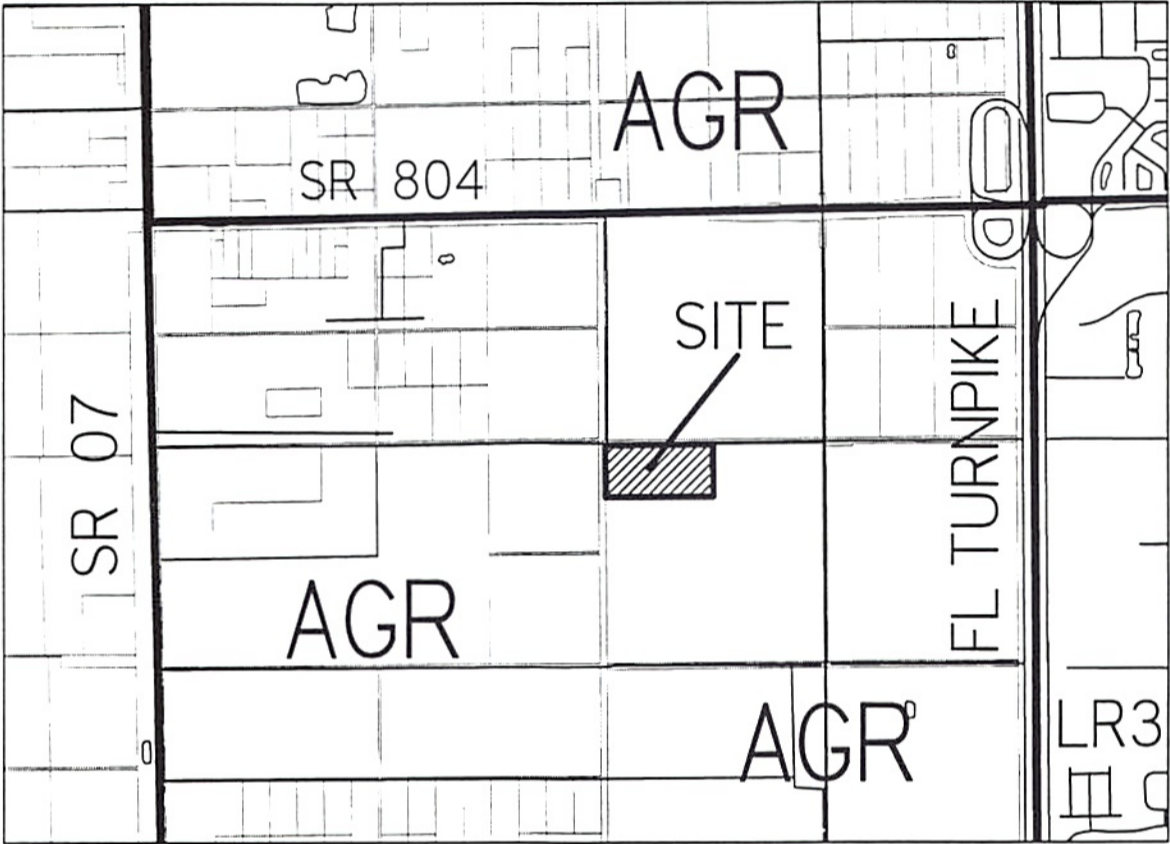
E. Future Land Use Atlas page 88 is amended as follows:

Amendment No.: 00-88 NOTE 5 (AGR NOTE 5)
Amendment: To identify as Agricultural Preserve Area
Location: 0.75 miles Northwest of the intersection of SR 7 and SR 804
Size: Approximately 30.40 acres
Property No.: 00-42-43-2705-052-0040



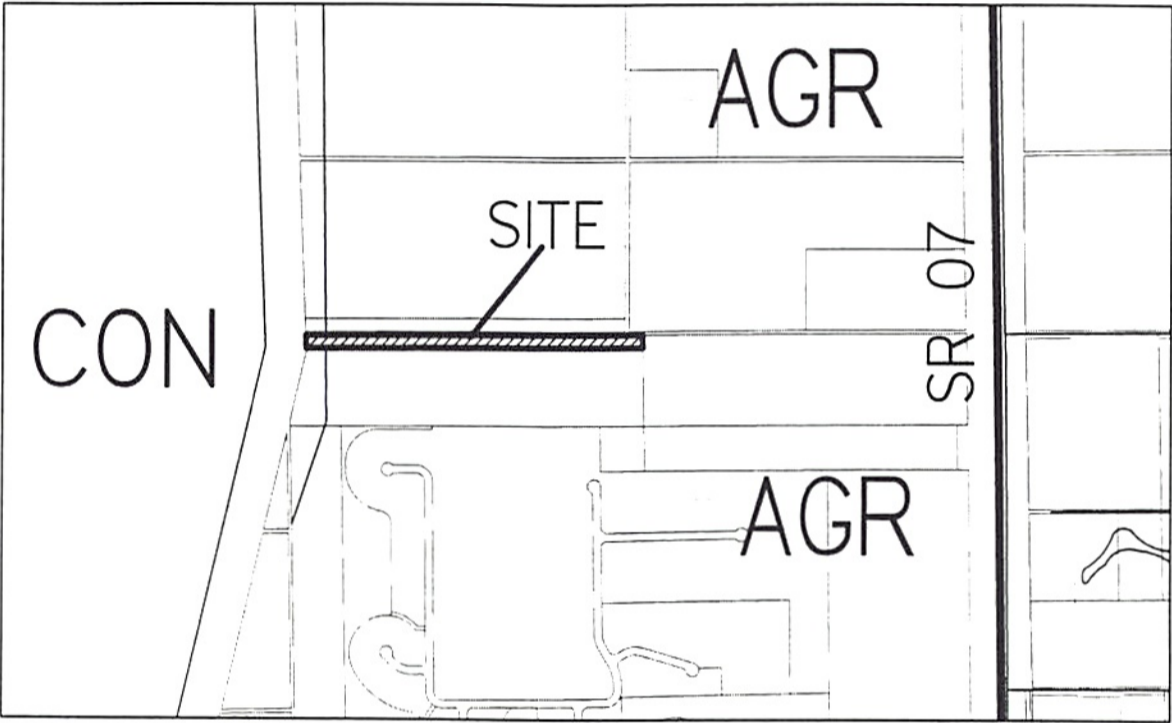
F. Future Land Use Atlas page 89 is amended as follows:

Amendment No.: 00-89 NOTE 1 (AGR NOTE 6)
Amendment: To identify as Agricultural Preserve Area
Location: 0.75 miles Southwest of the intersection of the Florida Turnpike and SR 804
Size: Approximately 18.91 acres
Property No.: 00-42-43-27-05-054-0770



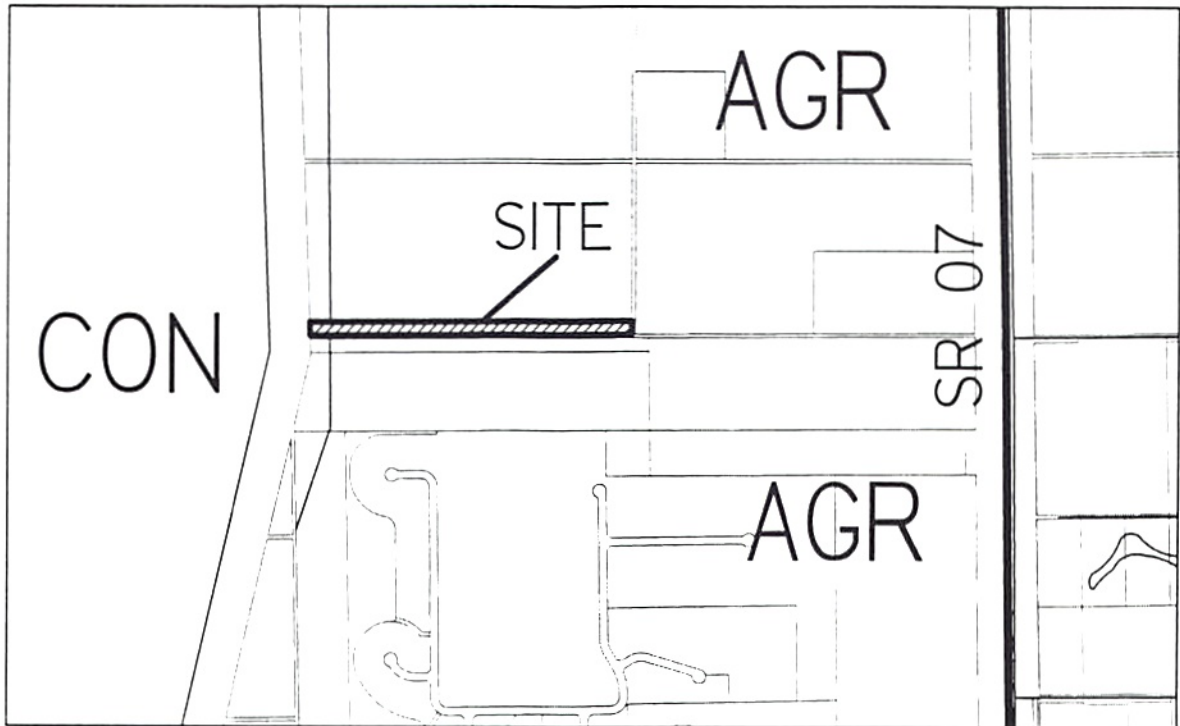
G. Future Land Use Atlas page 97 is amended as follows:

Amendment No.: 00-97 NOTE 1 (AGR NOTE 7)
Amendment: To identify as Agricultural Preserve Area
Location: 1.0 mile Northwest of the intersection of SR 7 and SR 804
Size: Approximately 6.08 acres
Property No.: 00-41-46-13-00-000-3050



H. Future Land Use Atlas page 97 is amended as follows:

Amendment No.: 00-97 NOTE 2 (AGR NOTE 8)
Amendment: To identify as Agricultural Preserve Area
Location: 1.0 mile Northwest of the intersection of SR 7 and SR 804
Size: Approximately 5.74 acres
Property No.: 00-42-43-27-05-065-0501



STATE OF FLORIDA, COUNTY OF PALM BEACH
I, DOROTHY H. WILKEN, ex-officio Clerk of the
Board of County Commissioners certify this to be a
true and correct copy of the original filed in my office
on December 6, 2000
DATED at West Palm Beach, FL on 12/19/00
DOROTHY H. WILKEN, Clerk
By: Diane Brown D.C.